

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**

WENGER S.A,

Plaintiff,

15-CV-637S(Sr)

v.

CASE MANAGEMENT ORDER

**FUZHOU HUNTER PRODUCT IMPORT
AND EXPORT CO., LTD., et al.,**

Defendants.

Pursuant to the Order of the **Hon. William M. Skretny** referring this case to the undersigned for pretrial procedures and the entry of a scheduling order as provided in Rule 16(b) of the Federal Rules of Civil Procedure and Rule 16 of the Local Rules of Civil Procedure for the Western District of New York, it is **ORDERED** that:

1. In accordance with Section 2.1A of the Plan for Alternative Dispute Resolution,¹ this case has been referred to mediation.

2. The parties shall confer and select a Mediator, confirm the Mediator's availability, ensure that the Mediator does not have a conflict with any of the parties in the case, identify a date and time for the initial mediation session, and file a

¹ A copy of the ADR Plan, a list of ADR Neutrals, and related forms and documents can be found at <http://www.nywd.uscourts.gov> or obtained from the Clerk's Office.

stipulation confirming their selection on the form provided by the Court no later than **May 31, 2016.**

3. All motions to join other parties and to amend the pleadings shall be filed no later than **March 25, 2016.**

4. The initial mediation session shall be held no later than **August 31, 2016.**

5. All fact depositions shall be completed no later than **October 15, 2016.**

6. Plaintiff shall identify any expert witnesses who may be used at trial and provide reports pursuant to Fed. R. Civ. P. 26(a)(2)(B) no later than **August 31, 2016.** Defendant shall identify any expert witnesses who may be used at trial and provide reports pursuant to Fed. R. Civ. P. 26(a)(2)(B) no later than **November 18, 2016.**

7. All expert depositions shall be completed no later than **January 16, 2017.**

8. All discovery in this case shall be completed no later than **January 16, 2017**.

9. Dispositive motions shall be filed by all parties no later than **February 17, 2017**. See *generally* Local Rule 7.1(c); 56. Such motions shall be made returnable before Judge Skretny unless the referral order grants the Magistrate Judge authority to hear and report upon dispositive motions. The parties are directed to provide a courtesy copy of all motion papers to the Judge who will be hearing the motion.

10. In the event that no dispositive motions are filed, a Status Conference is set for **February 23, 2017 at 2:00 p.m.** before Judge Schroeder. The parties may participate by phone upon advance notice to chambers. The Court will initiate the call.

11. Mediation sessions may continue, in accordance with Section 5.11 of the ADR Plan, until **March 24, 2017**. The continuation of mediation sessions shall not delay or defer other dates set forth in this Case Management Order.

12. No extensions of the above dates will be granted except upon written application showing good cause for the extension.

13. Sanctions: Counsel's attention is directed to Fed.R.Civ.P. 16(f) calling for sanctions in the event of failure to comply with any direction of this Court.

SO ORDERED.

DATED: Buffalo, New York
February 9, 2016

S/ H. Kenneth Schroeder, Jr.
H. KENNETH SCHROEDER, JR.
United States Magistrate Judge